



Eric Gonzalez
District Attorney

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KINGS COUNTY**

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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: **[INSERT CASE NAME]**
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: EMILIO APONTE

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

MOS APONTE WAS ADJUDICATED GUILTY OF THE FOLLOWING DEPARTMENT CHARGES AND SPECIFICATIONS DATED 07/03/2007:

1. MOS APONTE, WHILE ASSIGNED TO PBBS CRIME UNIT, DID ABUSE MOS APONTE'S AUTHORITY AS A MEMBER OF THE NYPD IN THAT MOS APONTE WRONGFULLY AND WITHOUT JUST CAUSE DETAINED AN INDIVIDUAL KNOWN TO THIS DEPARTMENT

CASE CLOSED ON 12/30/2008

ACTION TAKEN: SCHEDULE B COMMAND DISCIPLINE, FORFEITURE OF THREE (3) ANNUAL LEAVE DAYS.

Disclosure # 2:

THE NYPD ENTERED A DISPOSITION OF OTHER MISCONDUCT NOTED, DATED 11/19/2009 AGAINST MOS APONTE:

CASE CLOSED ON 01/14/2011

ACTION TAKEN: SCHEDULE B COMMAND DISCIPLINE

Disclosure # 3:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, DATED 09/21/2010, AGAINST MOS APONTE:

1. MISSING PROPERTY – PERSON

CASE CLOSED ON 02/10/2012

ACTION TAKEN: SCHEDULE A COMMAND DISCIPLINE

Disclosure # 4:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
David Rivera	16-CV-2874	E.D.N.Y.	6-5-16	-	Pending dispositive motion practice
Marlo Rose, et al.	11-CV-2310	E.D.N.Y.	5-12-11	11-3-11	Settlement, without admission of fault or liability
Rohan Gray, &c., et al.	07-CV-3153	E.D.N.Y.	7-31-07	6-16-08	Settlement, without admission of fault or liability

IN ADDITION, OUR OFFICE IS AWARE OF THE FOLLOWING CIVIL ACTION(S):

1. STEVEN MERRIMAN V. CITY OF NEW YORK, ET AL, 020436/2013, FILED IN KINGS COUNTY SUPREME COURT.

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH FEBRUARY 16, 2021, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure # 5:

CCRB CASE: 200709742

REPORT DATE: 07/09/2007

INCIDENT DATE: 07/03/2007

CCRB SUBSTANTIATED ALLEGATIONS:

1. Abuse – Frisk
2. Abuse – Other
3. Abuse - Search (of person)

NYPD Disposition: No Disciplinary Action-DUP #1 & #3, Command Discipline – B # 2, Penalty of Command Discipline – B

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